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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/982,978	10/22/2001	Thomas R. Coolidge	089187-0414

CONFIRMATION NO. 7246

FORMALITIES LETTER



\*OC00000007061747\*

Beth A. Burrous  
FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, DC 20007-5109

Date Mailed: 11/13/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/17/2002 HN00R1 00000062 09982978

FILED UNDER 37 CFR 1.53(b)

01 FC:201 370.00 OP  
02 FC:202 84.00 OP  
03 FC:203 18.00 OP  
04 FC:205 65.00 OP  
05 FC:204 140.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$484.
  - \$36 for 2 total claims over 20.
  - \$168 for 2 independent claims over 3 .
  - \$280 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1354.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file

in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)**

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*A copy of this notice MUST be returned with the reply.*

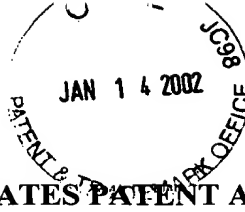


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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



# 4

Atty. Docket No: 089187/0414

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of Thomas Coolidge, et al.

Serial No.: 09/982,978

Group Art Unit: 1646

Filed: October 22,2001

Examiner: Unassigned

For: TREATMENT OF HIBERNATING MYOCARDIUM AND DIABETIC CARBIOMYOPATHY WITH A GLP-1 PEPTIDE

RESPONSE TO NOTICE TO COMPLY WITH...SEQUENCE DISCLOSURES UNDER 37 C.F.R. § 1.821(e)

Commissioner for Patents  
Washington, D.C. 20231  
**Box SEQUENCE**

Sir:

In response to the Notice to File Missing Parts mailed on November 13, 2001, applicants refer to the Sequence Listing and the computer readable form thereof filed May 18, 2001 in related application U.S. Serial 09/859,804, which contains sequence information identical to that of the present application. Applicant hereby requests, therefore, that the Sequence Listing of the related application be used to fulfill the sequence disclosure requirements for the application in caption pursuant to 37 C.F.R. § 1.821(e). A paper copy of this Sequence Listing from 09/859,804 is filed herewith. Applicants request examination of the instant application on the merits in due course.

Respectfully submitted,

Date 1/14/02

By Beth A. Burrous

FOLEY & LARDNER  
Customer Number: 22428

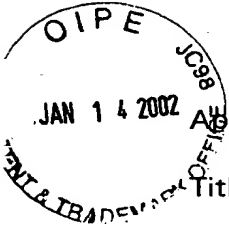
Beth A. Burrous  
Attorney for Applicant  
Registration No. 35,087



22428

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Thomas R. Coolidge

Title: TREATMENT OF HIBERNATING MYOCARDIUM AND DIABETIC CARBIOMYOPATHY WITH A GLP-1 PEPTIDE

Appl. No.: 09/982,978

Filing Date: October 22, 2001

Examiner: Unassigned

Art Unit: 1646

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231

Attn: BOX MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed on November 13, 2001, in the above-identified application, transmitted herewith are the missing parts needed to complete the filing of the subject patent application.

Enclosed are:

- [ X ] Declaration and Power of Attorney (4 pages)
- [ X ] Return Copy of Notice to File Missing Parts
- [ X ] Assignment & Assignment Recordation Cover Sheet
- [ X ] Response to Notice to Comply with Sequence Disclosures Under 37 C.F.R. § 1.821(e)
- [ X ] Copy of Sequence Listing

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$740.00	\$740.00
Total Claims:	22	- 20	= 2	x \$18.00	= \$36.00
Independents:	5	- 3	= 2	x \$84.00	= \$168.00
If any Multiple Dependent Claim(s) present:				+ \$280.00	= \$280.00
Surcharge under 37 CFR 1.16(e) for late filing of Executed Declaration and late payment of filing fee				+ \$130.00	= \$130.00
				SUBTOTAL:	= \$1354.00
[ X ] Small Entity Fees Apply (subtract ½ of above):					= \$677.00
				TOTAL FILING FEE:	= \$677.00
				TOTAL FEE	= \$677.00
Difference to pay:				- \$0.00	- \$677.00

[ X ] Check in the amount of \$717.00 in payment of \$370.00 basic filing fee, \$40 recordation fee, \$65.00 surcharge fee (37 C.F.R. § 1.16(e)), \$140.00 multiple claim fee, and \$102.00 excess claim fee.

[ ] Please charge Deposit Account No. 19-0741 in the amount of \$0.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 1/14/02

By

Beth A. Burrous  
Attorney for Applicant  
Registration No. 35,087

FOLEY & LARDNER  
Customer Number: 22428



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